CERTIFICATE OF EFS FILING UNDER 37 CFR §1.8

I hereby certify that this correspondence is being electronically transmitted to the United States Patent and Trademark Office, Commissioner for Patents, via the EFS pursuant to 37 CFR §1.8 on the below date:

Date: January 21 , 2010 Name: Craig A. Summerfield (Reg. No. 37,947) Signature:

Our Case No. 11371-117 (2003P15168WOUS)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Gilek, et al.	)
	) Examiner: Longbit Chai
Serial No.: 10/579,685	)
5"   14 AT 0000	) Group Art Unit No. 2131
Filed: May 17, 2006	)
For METHOD FOR ACCESCING A	) Confirmation No. 9592
For: METHOD FOR ACCESSING A	<b>?</b>
DATA PROCESSING SYSTEM	•

## REQUEST FOR RECONSIDERATION OF PATENT TERM ADJUSTMENT PURSUANT TO 37 C.F.R. § 1.705(d)

Mail Stop Patent Ext Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

35/18/2010 GARTAS 00000001 231925 10579685

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Dear Sir:

U.S. Patent No. 7,624,430 ("the '430 patent") issued on November 24, 2009. Pursuant to 35 U.S.C. § 154(b), the United States Patent and Trademark Office (PTO) calculated a patent term adjustment of 446 days.

A copy of the Issue Notification for the '430 patent is included herewith as Exhibit A.

Assignee believes that the patent term adjustment should be 472 days. For the reasons stated herein, Assignee respectfully requests reconsideration of this patent term adjustment pursuant to 37 C.F.R. 1.705(d). Please charge the petition fee

3 year date is 26 days, under 37 C.F.R. § 1.703(b). Accordingly, Assignee respectfully

requests that the PTO correct the patent term adjustment to include the 26 days of non-

overlapping adjustment.

II. TOTAL PATENT TERM ADJUSTMENT

For the present application, the total patent term adjustment pursuant to 37 C.F.R.

§ 1.703(f) is the period of adjustment pursuant to 37 C.F.R. § 1.703 reduced by any delay

pursuant to 37 C.F.R. § 1.704. Thus, Assignee submits that the patent term adjustment

should be 446 days + 26 days = 472 days, instead of the 446 days indicated on the Issue

Notification.

Assignee respectfully asserts that the patent term adjustment determined by the

PTO for the '430 patent is incorrect. Accordingly, Assignee respectfully requests the

PTO to reconsider, and make revisions to the PAIR system Patent Term Adjustment

History in view of the previous remarks. In addition, it is respectfully requested that a

certificate of correction be issued by the PTO reflecting the correct Patent Term

Adjustment. Office personnel are invited to contact Assignee via telephone if such

communication would be beneficial in fulfilling this request.

Respectfully submitted,

Craig A. Summerfield

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